

109TH CONGRESS  
2D SESSION

# H. R. 4729

To provide a refundable tax credit for certain home energy costs.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 8, 2006

Mr. LATOURETTE (for himself, Mr. MEEHAN, Mr. BROWN of Ohio, Mr. RYAN of Ohio, Mr. MCCOTTER, Mr. TIBERI, Mr. NEY, Mr. SIMMONS, Mr. RUSH, Mr. DOYLE, Mr. EVANS, Mr. MCHUGH, Mrs. MILLER of Michigan, Mrs. JONES of Ohio, Mr. REYNOLDS, and Mr. KUCINICH) introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To provide a refundable tax credit for certain home energy costs.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

### 3   **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Home Energy Assist-  
5       ance Tax Credit Act of 2006”.

### 6   **SEC. 2. REFUNDABLE TAX CREDIT FOR HOME ENERGY** 7       **COSTS.**

8       (a) IN GENERAL.—In the case of an individual, there  
9       shall be allowed as a credit against the tax imposed by

1 chapter 1 of the Internal Revenue Code of 1986 for the  
 2 first taxable year of such individual ending after March  
 3 31, 2005, an amount equal to 25 percent of the qualified  
 4 2006 winter home energy costs of the taxpayer.

5 (b) LIMITATIONS.—

6 (1) DOLLAR LIMITATION.—The credit allowed  
 7 under subsection (a) for any taxable year shall not  
 8 exceed \$200 (\$400 in the case of a joint return).

9 (2) LIMITATION BASED ON MODIFIED AD-  
 10 JUSTED GROSS INCOME.—

11 (A) IN GENERAL.—The amount allowable  
 12 as a credit under subsection (a) for any taxable  
 13 year shall be reduced (but not below zero) by an  
 14 amount which bears the same ratio to the  
 15 amount so allowable (determined without re-  
 16 gard to this paragraph but with regard to para-  
 17 graph (1)) as—

18 (i) the amount (if any) by which the  
 19 taxpayer's adjusted gross income exceeds  
 20 \$30,000 (\$60,000 in the case of a joint re-  
 21 turn), bears to—

22 (ii) \$10,000 (\$20,000 in the case of a  
 23 joint return).

24 (B) DETERMINATION OF ADJUSTED GROSS  
 25 INCOME.—For purposes of subparagraph (A),

1           adjusted gross income shall be determined with-  
2           out regard to sections 911, 931, and 933 of the  
3           Internal Revenue Code of 1986.

4           (c) QUALIFIED HOME ENERGY COSTS.—For pur-  
5           poses of this section, the term “qualified 2006 winter  
6           home energy costs” means, with respect to any taxable  
7           year, the aggregate amount paid or incurred by the tax-  
8           payer during the period beginning on October 1, 2005,  
9           and ending on March 31, 2006, for electricity, natural gas,  
10          propane, and heating oil, which is used in connection with  
11          the taxpayer’s principal place of abode.

12          (d) CREDIT TREATED AS A REFUNDABLE CREDIT.—  
13          For purposes of the Internal Revenue Code of 1986, the  
14          credit allowed under subsection (a) shall be treated as al-  
15          lowed under subpart C of part IV of subchapter A of chap-  
16          ter 1 of such Code.

17          (e) DENIAL OF DOUBLE BENEFIT.—For purposes of  
18          this section—

19               (1) IN GENERAL.—No credit shall be allowed  
20               under subsection (a) for any expense for which a de-  
21               duction or credit is allowed under any other provi-  
22               sion of chapter 1 of the Internal Revenue Code of  
23               1986.

24               (2) GRANTS.—The credit allowed under this  
25               section (determined without regard to this para-

1 graph) shall be reduced (but not below zero) by the  
2 aggregate amount received by the taxpayer under  
3 any Federal, State, or local government program for  
4 the expenses described in subsection (c).

5 (f) CONFORMING AMENDMENT.—Section 1324(b)(2)  
6 of title 31, United States Code, is amended by inserting  
7 “, or enacted under the Home Energy Assistance Tax  
8 Credit Act of 2006” after “Taxpayer Relief Act of 1997”.

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